



Practitioner's Docket No. 1328/3

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Neumayr et al.

Application No.: 09/485,277

Group No.: 1771

Filed: February 3, 2000

Examiner: Juska, C.A.

For: PROCESS TO MANUFACTURE A CELLULOSE FIBRE FROM HYDRATE CELLULOSE

**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 1.191)**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed December 16, 2002, finally rejecting claims 1-34, 37-42 and 45-62.

1. **STATUS OF APPLICANT** This application is a small entity.
2. **FEE FOR FILING NOTICE OF APPEAL** Pursuant to 37 C.F.R. § 1.17(b), the fee for filing the Appeal Brief is:

Small entity \$160.00

Notice of Appeal fee due \$160.00

---

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***  
(When using Express Mail, the Express Mail label number is *mandatory*;  
*Express Mail certification is optional.*)

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

■ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☐ with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

■ as "Express Mail Post Office to Addressee"

Mailing Label No. EV 281802359 US (mandatory)

**TRANSMISSION**

☐ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

Date: 6/16/03

Cathi H. Turner  
Signature

Cathi H. Turner

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

**3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months as shown in Amendment Transmittal Form filed herewith.

If an additional extension of time is required, please consider this a petition therefor.

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$160.00

**TOTAL FEE DUE \$160.00**

**5. FEE PAYMENT**

Authorization is hereby made to charge the amount of \$160.00 to Deposit Account No. 50-0426.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

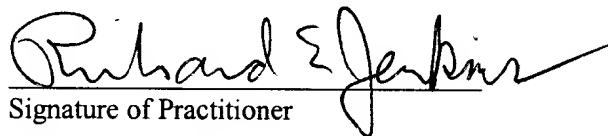
A duplicate of this transmittal is attached.

**6. FEE DEFICIENCY**

If any additional extension and/or fee is required, charge Deposit Account No. 50-0426.

Date:

6-16-03

  
Signature of Practitioner

Richard E. Jenkins

Registration No.: 28,428

1328/3 REJ/JD/cht

Customer No. Bar Code Label:



**25297**

PATENT TRADEMARK OFFICE



RICHARD E. JENKINS  
JEFFREY L. WILSON  
ARLES A. TAYLOR, JR.

DAVID P. GLOEKLER  
GREGORY A. HUNT  
BENTLEY J. OLIVE  
E. ERIC MILLS  
CHRISTOPHER P. PERKINS, Ph.D.\*  
JAMES DALY IV, Ph.D.\*\*

OF COUNSEL  
SOROJINI J. BISWAS

\*LICENSED ONLY IN CA

\*\*LICENSED ONLY IN KY

06-17-05 61  
JENKINS & WILSON, P.A.

PATENT ATTORNEYS  
SUITE 1400 UNIVERSITY TOWER  
3100 TOWER BOULEVARD  
DURHAM, NORTH CAROLINA 27707

TELEPHONE (919) 493-8000  
FACSIMILE (919) 419-0383

WEBSITE  
JENKINSANDWILSON.COM

RALEIGH OFFICE

NCSU CENTENNIAL CAMPUS  
VENTURE II SUITE 400  
920 MAIN CAMPUS DRIVE  
RALEIGH, NORTH CAROLINA 27606

TELEPHONE (919) 424-3710  
FACSIMILE (919) 424-3711

June 16, 2003

"Express Mail" mailing number EV 281802359 US

Date of Deposit June 16, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Cathi H. Turner  
Cathi H. Turner

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Patent Application Serial No. 09/485,277 for  
PROCESS TO MANUFACTURE A CELLULOSE FIBRE FROM  
HYDRATE CELLULOSE  
Our File No. 1328/3

Sir:

Please find enclosed in connection with the subject U.S. patent application the following documents:

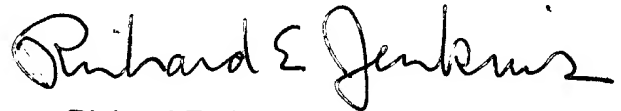
1. An Amendment Transmittal Form (2 pages);
2. An Amendment B (25 pages);
3. A Petition for Extension of Time Under 37 C.F.R. 1.136(a) (1 page);
4. Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences (2 pages); and
5. A return-receipt postcard to be returned to us with the U.S. Patent and Trademark Office filing stamp thereon.

Commissioner for Patents  
June 16, 2003  
Page 2

The Commissioner is hereby authorized to charge any fees associated with the filing of this correspondence to Deposit Account Number 50-0426.

Respectfully submitted,

JENKINS, WILSON & TAYLOR, P.A.



Richard E. Jenkins  
Registration No. 28,428

1328/3      REJ/JD/cht

Enclosures

Customer No. Bar Code:



25297

Patent Trademark Office